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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

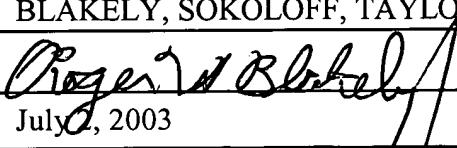
		Application No.	09/922,019
		Filing Date	August 2, 2001
		First Named Inventor	Jian Gu
		Group Art Unit	2631
		Examiner Name	Unknown
Total Number of Pages in This Submission	5	Attorney Docket Number	5281P006

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ENCLOSURES (check all that apply)

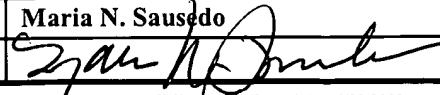
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
		Request for Withdrawal of Petition for Revival (Request for Refund) 2 pgs.
<div style="border: 1px solid black; padding: 5px;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Roger W. Blakely, Jr., Reg. No. 25,831 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	July 2, 2003

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or printed name	Maria N. Sausedo
Signature	
Date	July 2, 2003

Based on PTO/SB/21 (05-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 05/02/2003.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT **(\$)**

Complete if Known

Application Number	09/922,019	RECEIVED
Filing Date	August 2, 2001	JUL 08 2003
First Named Inventor	Jian Gu	
Examiner Name	Unknown	
Group/Art Unit	2631	OFFICE OF PETITIONS
Attorney Docket No.	5281P006	

METHOD OF PAYMENT (check one)

Check Credit card Money Order Other None

Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1001	750	2001	375
1002	330	2002	165
1003	520	2003	260
1004	750	2004	375
1005	160	2005	80
SUBTOTAL (1)		(\$)	

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
		20**	=	
	3	=	X	=

Multiple Dependent

Fee Paid

Large Entity		Small Entity	
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1202	18	2202	9
1201	84	2201	42
1203	280	2203	140
1204	84	2204	42
1205	18	2205	9
SUBTOTAL (2)		(\$)	

**or number previously paid, if greater. For Reissues, see below

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65
1052	50	2052	25
2053	130	2053	130
1812	2,520	1812	2,520
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	110	2251	55
1252	410	2252	205
1253	930	2253	465
1254	1,450	2254	725
1255	1,970	2255	985
1404	320	2401	160
1402	320	2402	160
1403	280	2403	140
1451	1,510	2451	1,510
1452	110	2452	55
1453	1,300	2453	650
1501	1,300	2501	650
1502	470	2502	235
1503	630	2503	315
1460	130	2460	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	750	1809	375
1810	750	2810	375
1801	750	2801	375
1802	900	1802	900
Other fee (specify)			
SUBTOTAL (3)		(\$)	

* Reduced by Basic Filing Fee Paid

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Roger W. Blakely, Jr.	Registration No. (Attorney/Agent)	25,831	Telephone	(714) 557-3800
Signature	<i>Roger W. Blakely</i>			Date	07/02/03

Based on PTO/SB/17 (01-03) as modified by Blakely, Sokoloff, Taylor & Zafman (v1) 05/02/2003.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



BLAKELY SOKOLOFF TAYLOR & ZAFMAN

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July 2, 2003

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OFFICE OF PETITIONS

Commissioner for Patents
M/S Petitions
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application No.: 09/922,019
Docket No.: 005281.P006
REQUEST FOR WITHDRAWAL OF PETITION FOR REVIVAL
(REQUEST FOR REFUND)

Dear Sir/Madam:

On or around April 11, 2003, a Pre-OG Notice was circulated by the United States Patent and Trademark Office (USPTO). The Pre-OG Notice provided suggested guidelines for complying with the provisions of 35 U.S.C. § 122(b)(2)(B)(ii)-(iv). Since then, the USPTO has issued a revised Pre-OG Notice, which clarifies the USPTO's interpretation of the provisions of 35 U.S.C. § 122(b)(2)(B)(ii)-(iv). The revised Pre-OG Notice supercedes the Pre-OG Notice of April 11, 2003.

As stated in the revised Pre-OG Notice of June 5, 2003, if an applicant makes a non-publication request under 35 U.S.C. § 122(b)(2)(B)(i) and then rescinds (pursuant to 35 U.S.C. § 122(b)(2)(B)(ii)) the non-publication request before or on the date a counterpart application is filed in an eighteen-month publication country, the non-publication request will be treated as annulled, and the application will be treated as if the non-publication request had never been made. Thus, when a rescission of the non-publication request is timely filed, no notice of foreign filing is required under 35 U.S.C. § 122(b)(2)(B)(iii).

In the above-identified application, a Petition for Revival was previously filed according to guidelines set forth in the Pre-OG Notice of April 11, 2003. Based on the clarified provisions of 35 U.S.C. § 122(b)(2)(B)(ii)-(iv), the Petition for Revival is now unnecessary because the rescission of the non-publication request for the above-identified

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July 2, 2003

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application was timely filed before or on the date a counterpart application was filed in an eighteen-month publication country.

Hence, applicant respectfully requests that the previously filed Petition for Revival for the above-identified application be withdrawn. Moreover, in accordance with 37 C.F.R. § 26, applicant respectfully requests a refund for all petition fees paid. These petition fees were paid based on a USPTO mistake. The amount of the refund is \$650.00

The undersigned attorney respectfully requests that the refund be credited to our Deposit Account No. 02-2666, with an acknowledgement of the same mailed to the attorney listed below.

If there are any questions regarding this matter, please contact the undersigned attorney immediately.

Sincerely,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP



ROGER W. BLAKELY, JR.

RWB/mns